

BOX AF
RESPONSE UNDER
37 C.F.R. § 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP 1655

PATENT
2016-0166P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Keiko NERIISHI et al. Conf.: 6258
Appl. No.: 09/749,791 Group: 1655
Filed: December 28, 2000 Examiner: Chakrabarti
For: DNA DETECTION DEVICE

NOTICE OF APPEAL FROM THE
PRIMARY EXAMINER TO THE BOARD OF APPEALS

Assistant Commissioner for Patents
Washington, DC 20231

January 27, 2003

Sir:

Applicants hereby appeal to the Board of Appeals from the decision dated July 26, 2002 of the Primary Examiner finally rejecting claims 1-3, 6 and 7.

The enclosed document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.

The applicant(s) hereby petition(s) for an extension of three (3) month(s) pursuant to 37 C.F.R. §§ 1.17 and 1.136(a).

The fee has been calculated as shown below:

NO extensions of time have been previously obtained for responding to the Final Rejection. Thus a fee of \$930.00 is required for the full period of the above-requested extension of time.

An extension of _____ () month(s) for responding to the Final Rejection was previously requested and paid for on _____. Thus a fee of \$0.00 is required to obtain an additional _____ () month(s) for filing the Notice of Appeal.

Appl. No. 09/749,791

Applicant claims small entity status. See 37 C.F.R. § 1.27.
The Government fee for filing a Notice of Appeal to the Board of Appeals is calculated as follows:

Large entity - \$320.00
 Small Entity - \$160.00

Therefore, the TOTAL FEE due for the filing of this Notice of Appeal is \$1,250.00.

Payment of the above TOTAL FEE is being made in the following manner:

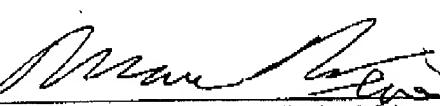
A check in the amount of \$930.00 for a three month extension of time and a check in the amount of \$320.00 for the Notice of Appeal is enclosed.
 Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this sheet is attached.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By


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2016-0166P

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Fax **URGENT**

To: Examiner Chakrabarti **From:** Sandra Hitchner, Secretary to Marc S. Weiner

Fax: 703/746-4979 **Date:** April 14, 2003

Phone: 703/306-5818 **Pages:** (including cover sheet)

Your Ref.: **Our Ref.:** 2016-0166P

Re: Keiko NERIISHI et al.; Application No. **CC:**
09/749,791

Urgent **For Review** **Please Comment** **Please Reply** **Please Recycle**

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Comments: **Pursuant to our telephone conversation, attached is a copy of the Notice of Appeal and Amendment After Final Rejection which was timely filed in the USPTO on January 27, 2003.**